



**EXPEDITED PROCEDURE - EXAMINING GROUP 2187**

*F38C  
9/24/02*

S/N 08/650,719

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Jeffrey S. Mailloux et al. Examiner: Hong Kim  
Serial No.: 08/650,719 Group Art Unit: 2187  
Filed: May 20, 1996 Docket: 303.623US1  
Title: ASYNCHRONOUSLY-ACCESSIBLE MEMORY DEVICE WITH MODE  
SELECTION CIRCUITRY FOR BURST OR PIPELINED OPERATION

**PETITION TO SUSPEND ACTION UNDER 37 C.F.R. §1.103(a)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RECEIVED**

**SEP 19 2002**

Dear Sir:

**Technology Center 2100**

The Applicants hereby respectfully petition for suspension of further action in the matter of Application Serial Number 08/650,719 under 37 C.F.R. §1.103(a). The Applicants have enclosed the petition fee set forth in 37 C.F.R. §1.17(h).

In particular, the Applicants request suspension of further action by the Office in this matter with a showing of good and sufficient cause, namely:

1. The Applicants have filed patent applications in the following related matters, all currently pending before the Office, and listed by Application Serial Number:

08/650,719  
08/984,560  
08/984,562  
08/984,563  
08/984,701  
08/984,561

2. The Office has rejected the vast majority of claims in each of these matters based upon the teachings of U.S. Patent No. 5,587,964, issued to Rosich et al., hereinafter "Rosich", U.S. Patent No. 5,610,864, issued to Manning, hereinafter "Manning", or a combination of both.

3. The Applicants have appealed the rejection of all claims in Application Serial Number 08/984,561 in an attempt to resolve apparently contradictory information contained in each of the Rosich and Manning references.
4. It is believed by the Applicants' representative that the issues presented in the appeal of Application Serial Number 08/984,561 are intertwined integrally with, and comprise a major portion of, the rejections tendered by the Office in all of the other, related matters.
5. "Examiners should not consider *ex parte*, when raised by an applicant, questions which are pending before the Office in *inter partes* proceedings involving the same applicant.", citing *Ex Parte Jones*, 1924 C.D. 59, O.G. 681 (Comm'r Pat. 1924). M.P.E.P. § 709.01. While the appeal is not an inter partes proceeding, it is believed by the Applicants' representative that the same interests would be served, and most important, that the resources of the Patent and Trademark Office would be conserved, by reserving the activity of the Office in the non-appealed matters until the issues under appeal are resolved.

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Page 3

Dkt: 303.623US1

**CONCLUSION**

Under the circumstances outlined above, the Applicants respectfully request suspension of action in the matter of Application Serial Number 08/650,719 under 37 C.F.R. §1.103(a) for six months, and would further ask the Technology Center Director to consider and approve additional suspension requests by the Applicants in this matter, as needed, until the issues in related Application Serial Number 08/984,561, now appealed, are fully resolved..

Respectfully submitted,

JEFFREY S. MAILLOUX ET AL.

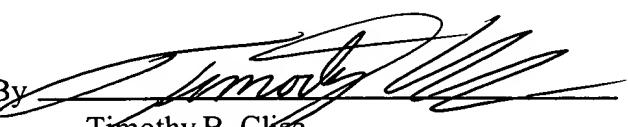
By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
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Date

13 Sept. 2002

By

  
Timothy B. Clise  
Reg. No. 40,957

**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Box AF, Commissioner of Patents, Washington, D.C. 20231, on this 13 day of September, 2002.

Name

Tina Kohout

Signature

